

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 22, 1977  
10:00 A.M.

Council Chambers  
301 West Second Street

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The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Mayor Pro Tem Himmelblau, Councilmembers  
Cooke, Goodman, Mullen, Snell, Trevino

Absent: None

The Invocation was given by Mr. Solon Bennett, Director of Purchases  
and Stores.

SHRINE CIRCUS WEEK

Mayor McClellan read a proclamation designating September 27, 1977,  
through October 2, 1977, as Shrine Circus Week, citing the fact that the 30th  
Annual Ben Hur Shrine Circus, to be held in Austin that week, helps support the  
Shriner Hospital for Crippled Children and the Shriner Institute for Children's  
Burns. Shriners Dave Curry and Hans Blangger were in the Council Chamber to  
accept the proclamation with their thanks. They invited the Councilmembers  
to join them in a fish-fry on Monday night to meet the performers. Mayor  
McClellan said they all will be delighted to attend the circus, but the Ethics  
Ordinance will not allow Council members to accept free tickets.

ANNOUNCEMENTS

Mayor McClellan expressed her thanks to those who were scheduled to appear  
at 10:00 a.m. Citizens Communications and agreed to switch their time. She  
said they wanted the whole Council present in the morning to adopt the  
Operating Budget, so they are going to shift their order of business in order  
to accomplish this.

## SER

MS. DIANA SUNIGA, Co-Chairperson of SER - Jobs for Progress, appeared before Council to discuss the Manpower Advisory Planning Council recommendations for the funding of Austin urban area subcontractors. She presented background information on SER, by telling the Council it is a national organization with over 60 affiliates throughout the United States. It is primarily a manpower service oriented organization which targets the Spanish-speaking population of the country and assists them with their employment and training needs. Funding for SER programs is generally derived from the Comprehensive Employment and Training Act (CETA). The SER program began in Austin in 1971. For two years the SER program in Austin was funded by the Manpower Training and Development Act, which preceded CETA. These funds were available as the result of a contract between the Department of Labor and the national SER office. During those two years, the Austin SER program was ranked as the number one and number two program in the nation. In the last year before CETA, funding for the Austin SER program approximated \$250,000. At that time it was a comprehensive program, and it delivered a wide range of employment service to the community. After CETA arrived, the first year of funding totaled \$15,000 for SER. That was quite a drastic reduction. In spite of funding obstacles, SER has struggled to remain alive because of the deep conviction that the unemployment problems of the minority community can best be served by a program sensitive to the special needs of the minority community. It is to this end that the SER program is committed and the reason why we are here today.

Ms. Suniga then introduced MR. ARTHUR NAVARRO, program director of the SER Jobs for Progress. She said the SER Board has directed Mr. Navarro to present to the Council, for their consideration, a dilemma currently faced in their attempt to gain additional funding and an increased role in the delivery of manpower services to the Austin community.

Mr. Navarro appeared before Council to state the dilemma is a problem stemming from a recommendation made by the Manpower Advisory Training Council at their meeting on August 31, 1977. They received a unanimous recommendation that SER be funded for \$180,000. Subsequent to that in meetings with the Human Resources Department and the Manpower Training Division, SER received instructions requesting them to modify their proposal down to some specifications that had come out in the request for their proposal earlier in the month. Because of the recommendation they got from MATC, they felt they could not comply with that request. MATC had unanimously spoken in favor of SER's proposal, and they felt that the staff should forward that proposal as it was originally submitted, along with their recommendations. They are, he said, entitled to their views and opinions about the proposal and about the over all manpower program, but they (SER) felt the original proposal should be transmitted to the City Council for their review and their action. Basically, Mr. Navarro continued, that is where the conflict lies, between the proposal SER originally submitted and the request that has been asked of them by the staff. The planning process guidelines of the Capital Area Consortium and the Federal regulations clearly authorize that MATC can play this role and has this authority. "I realize, as well as you do, I am sure, that is an advisory role, but it is an important advisory role. We're talking about an over all \$10,000,000 program for the ten-county area, of which the City gets about 70%. And if you are going to have an advisory body that is overseeing that function of running the manpower program, of planning the program, of implementing it, of operating and administering it, and staff is not going to follow the recommendations, then I

don't see the purpose of MATC. You are overstepping the bounds of the advisory role. We request that you review our proposal as originally submitted and that you do act on the original proposal." He asked for guidance from the Council.

ROBERT MARTINEZ, member of SER board for about four years, appeared before the Council to state that he has seen SER do its services, and seen it go through a difficult period. SER, he said, can work with the City to provide some manpower services jointly working together. "We feel," he continued, "that our proposed request is reasonable with the funds available, and I know that SER, working with the City, is capable of service to the community."

FATHER JOE ZNOTAS, Pastor, St. Julia's Church, stated he has been on the SER board for two weeks. His concern, he said, is that these types of programs in the neighborhoods are extremely important. He said he got on the board because he knows the need and is willing to give the time to it. He wants to be able to do the types of things he knows the Council would want them to do in their neighborhood.

Mayor McClellan thanked the speakers and said she appreciated their appearance before Council.

#### TAX ROLL CERTIFICATION

The Council had before it for consideration a resolution approving the Board of Equalization's certified Tax Roll for the year 1977.

Mr. Jack Klitgaard, City Tax Assessor/Collector, appeared before Council to say that "the letter transmitted to you from the Board of Equalization certifies the tax rolls for the City of Austin in the amount of \$2,742,114,830.00. This is the roll approved and certified by the Board of Equalization following completion of their hearings of this year." Mr. Klitgaard said he would be happy to answer any questions Council might have.

Mr. Klitgaard said this is predicated on the last homestead exemption of \$7,000 and does not include any action that would be taken today.

Mayor Pro Tem Himmelblau moved that the Council adopt a resolution to adopt the tax rolls in the amount of \$2,742,114,830.00 as certified by the Board of Equalization, subject to the pending tax appeals. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Mayor Pro  
Tem Himmelblau, Councilmembers Mullen, Snell, Trevino  
Noes: None

## ANNUAL OPERATING BUDGET

The Council had before it an Ordinance to be passed for the adoption of the 1977-78 Annual Operating Budget and appropriating funds for the 1977-78 City fiscal year. (October 1, 1977, through September 30, 1978)

Mr. Daron Butler, Director, Budget and Research, handed a list of amendments to Councilmembers on which they had decided during their budget work sessions concerning the proposed 1977-78 budget. He went over the listed items and indicated \$750,000 would be added for the increase in the gross receipts tax from 2% to 4%. There would be additional income of \$217,636.00 as a result of the Board of Equalization Certification of the Tax Roll. \$450,000.00 is anticipated in new income from the 1% City Sales Tax, and \$76,000.00 will be picked up as a result of actions and decisions made on the transit CIP. Net Revenue from the general fund and our increased claims activity will be, according to Mr. Butler, \$277,077.00.

Mr. Butler discussed the amended figures one by one and the Mayor and members of the Council made comments and had discussion where they thought it was appropriate.

TRANSCRIPT OF BUDGET ADOPTION IS ON FILE IN THE CITY CLERK'S OFFICE.

Mayor McClellan stated that instead of the figure of \$163,996 which was being suggested as the amended amount for Community Schools, she would like to see the full amount of \$177,181 approved. Councilmember Snell said he is very much in favor and impressed by the work Community Schools are doing and offered the following motion:

Motion

Councilmember Snell moved that the Council approve an amendment to the budget to allow the amount of \$177,181 for the funding of Community Schools. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Goodman, Snell, Trevino, Mayor McClellan  
Noes: Mayor Pro Tem Himmelblau, Councilmembers Mullen, Cooke

Councilmember Goodman stated for the record that there is supposed to be a stipulation in the MHR grant that \$15,000.00, which would turn into \$30,000 would be allocated to Middle Earth. Councilmember Cooke commented it would be in the Youth Services Program, and then on Hotline. Councilmember Goodman stated it is the Council's understanding that Middle Earth be stipulated in the contract with MHR. Mr. Liro stated the amount designated for Hotline is \$8,140.00.

When the figure of \$24,592 was stipulated for the Austin Area Urban League, Councilmember Mullen, stated he thought they should be instructed to concentrate their efforts on the employment placement fund, ...persons not eligible for CETA. They need to be in a different area than that, or, he said, we are duplicating services. We don't want to do that.

Councilmember Snell asked what had happened to the \$3,000.00 agreed on for Delta Sigma Theta. He was told, by Mr. Liro, that amount would come out of the Arts Commission recommendation.

Councilmember Goodman said: "I think the social and fiscal concerns of each and every Councilmember is in this budget in one way or another. We couldn't have it all our way, but I think it brilliantly reflects politics of compromise."

(EXHIBIT "A" next two pages)

Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ADOPTING AND APPROVING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1977, AND TERMINATING SEPTEMBER 30, 1978, AND MAKING APPROPRIATIONS FOR EACH DEPARTMENT, PROJECT AND ACCOUNT; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Cooke moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance, appropriating funds for the 1977-78 City fiscal year as presented by the City Manager, with changes. (See Exhibit A). The motion was seconded by Councilmember Goodman.

Councilmember Mullen said that before a vote was taken there needed to be a clarification of the percentage by which travel would be reduced. Conversation ensued regarding the amount of reduction in travel.

Amendment to the Motion - Failed

Councilmember Mullen made an amendment to the motion that the amount of funding allocated for travel be cut by 15% with the City Manager having the flexibility of deciding where the cut will come from. The amendment, seconded by Councilmember Goodman, failed to carry by the following vote:

Ayes: Councilmembers Mullen, Cooke, Mayor Pro Tem Himmelblau,  
Noes: Councilmembers Snell, Trevino, Mayor McClellan,  
Councilmember Goodman

Amendment to the Motion - Failed

Councilmember Mullen made an amendment to the motion that the amount of funding allotted for travel for Councilmembers be cut by 15%. The amendment, seconded by Councilmember Cooke, failed to carry by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Himmelblau, Councilmember Mullen  
Noes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Goodman

Mayor Pro Tem Himmelblau stated she wanted the following recorded in the Minutes: "When we cut the funding for the Paramount that was recommended by the Arts Commission, I would like our Minutes to reflect that this will be funded... the difference will be funded by Bed Tax, so that the cash flow through the Paramount Theatre will not jeopardize the bookings of the various art groups."

Mr. Cooke wanted clarification of shift differential, for nurses at Brackenridge Hospital. The Budget Director, Daron Butler, stated, "those individuals at the hospital that currently get shift differential, would continue to receive that additional benefit. No new employees, nurses and LVN's primarily, added to the staff in the future would receive that benefit. That would be the effect of what Mr. Cooke said. Last night the Council discussed several different proposals...paying newly employed nurses a 50¢

an hour shift differential, and paying that differential only for hours worked, not including that in their fringe benefit time."

Councilmember Cooke said, "Go ahead and add a specification to the motion, 50¢ for RN's, and that includes no progression with regard to their salary increases, as we have just discussed it."

Mr. Butler stated the \$23,000 could be funded without additional appropriation of funds.

#### Roll Call on Motion

Roll call on Councilmembers Cooke's original motion, Councilmember Goodman's second, to pass the ordinance on the budget, carried by the following vote:

Ayes: Mayor Pro Tem Himmelblau, Councilmembers Mullen, Snell;  
Trevino, Mayor McClellan, Councilmembers Cooke, Goodman  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilmember Snell stated, "I just want to thank the staff for the hard work hours, they put in working on this budget. I want to express thanks to the Council for working hard and trying to get their heads together. I feel really hurt and bad because we were not able to get Building Inspections considered as other departments. I think we must really be looking at buildings and standards as a death trap, but we want you to know that this is a very important department in the City, and we need to fund it in order to carry out the functions as we are trying to carry out... And I want to say this year was the first year that we did not emphasize the Affirmative Action program. I was very disappointed that we didn't.... I know this is a new Council, but usually we put some stress on the department and what their intentions would be as far as Affirmative Action program is concerned, and we did not do that. I took the privilege of making out a little chart, which I would like for everyone to take a look at pertaining to the departments and their affirmative action program, and how it stands. I wish you would take a look at it during the next year and do something about it."

Mayor McClellan commented: "I just want to say that this budget we are about to adopt really provides needed services at a price that we can afford, and I think that I want to extend a tremendous amount of appreciation on behalf of myself and the Council to all the citizens of this community who participated in this budget, to the staff who has certainly participated in this budget, and my last thanks and appreciation and very enthusiastic appreciation, goes to this Council, who I feel, has worked together very cooperatively, and there has been give and take on the part of everybody in the adoption of this budget, and I think that is what Councils are about, and I think that is what decision making is about."

Councilmember Cooke stated: "Point of clarification that this..that the School Board will be in concert with our aspect of the exemption for Senior Citizens and that there will also be some general and specific conditions with regard to Social Services agencies that is coming from the Social Policy Advisory Committee."

Council

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ANNUAL OPERATING BUDGET - (Continued)

EXHIBIT "A"

Ending Balance, 1977-78 Proposed Budget \$2,995,978

Additional Revenue

|                        |           |
|------------------------|-----------|
| Gross Receipts Tax     | \$750,000 |
| General Property Tax   | 217,636   |
| Sales Tax              | 450,000   |
| Transit Fund-Return    | 76,000    |
| Delinquent Collections | 277,077   |

SUB-TOTAL

1,770,713

Addition of Services

|  |            |
|--|------------|
| Four Branch Libraries<br>and Book Acquisitions | (\$70,963) |
| Rosewood-Zaragosa Library                      | (50,929)   |
| Hancock Fire Station                           | (197,800)  |
| Hancock Golf Course<br>(with increased fees)   | (58,932)   |
| Tuition Reimbursement                          | (40,000)   |
| Fourth Night Court-<br>January 1, 1978         | (55,448)   |
| Community Schools                              | (177,181)  |
| Other Additions to<br>Special Services         |            |
| Contracts                                      | (29,022)   |
| City Clerk's Staff                             | (11,454)   |
| Fair Housing Ordinance                         | (16,778)   |
| Truth-in-Selling Ordinance                     | (12,775)   |
| Truth-in-Selling<br>(Planning)                 | (9,020)    |
| Relief Judge/Court Time                        | (5,800)    |
| Dental Hygienist                               | (21,485)   |
| CTMF Contract                                  | (136,736)  |
| EMS  | (48,594)   |
| Traffic Signal Maintenance                     | (30,000)   |

SUB-TOTAL

(959,732)

\$1,000 Homestead Exemption, condition on  
School Board concurrence

(100,300)

Deletion of Services

|                                       |         |
|---------------------------------------|---------|
| Administrative Support<br>for Council | \$3,129 |
| One Printing of Phone<br>Book         | 3,500   |

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ANNUAL OPERATING BUDGET - EXHIBIT "A" - (Continued)

|                            |        |           |
|----------------------------|--------|-----------|
| Restructure, Sanitation    | 77,000 |           |
| Holiday Garbage Collection | 32,000 |           |
| Golf Superintendent        | 22,623 |           |
| <u>SUB-TOTAL</u>           |        | \$138,252 |

|                              |  |        |
|------------------------------|--|--------|
| <u>General Wage Increase</u> |  |        |
| 5% Social Security, 1%       |  |        |
| Across-the-Board Wage        |  |        |
| Increase                     |  | 66,228 |

|                                    |  |                    |
|------------------------------------|--|--------------------|
| <u>General Fund Ending Balance</u> |  | <u>\$3,137,139</u> |
|------------------------------------|--|--------------------|

SOCIAL PROGRAMS

|   |    |         |
|---|----|---------|
| Austin Association for Retarded Children<br>(Citizen Advocacy)  | \$ | 3,104   |
| Austin Child Guidance Center  |    | 54,701  |
| Austin Community Nursery  |    | 29,276  |
| Austin Rape Crisis Center, Inc.   |    | 16,119  |
| Austin Tenants Council  |    | 19,512  |
| Austin Travis County Alcohol Counseling Services  |    | 21,000  |
| Austin-Travis County Mental Health-Mental Retardation<br>Center (Battered Women \$12,500; Roving Leaders \$2,747;<br>Junior High \$1,250; and Day Glo \$3,575 included) |    | 223,967 |
| Austin Urban League   |    | 24,592  |
| Austin Women's Center   |    | 15,696  |
| Big Brothers/Big Sisters  |    | 31,350  |
| Boy's Club  |    | 12,284  |
| Capital Area Rehabilitation Center  |    | 34,918  |
| Caritas   |    | 49,310  |
| Child Incorporated  |    | 289,013 |
| Development Assistance for Rehabilitation   |    | 44,790  |
| Extend-A-Care   |    | 17,697  |
| Middle Earth  |    | 15,000  |
| People's Community Clinic   |    | 26,602  |
| Services for the Elderly  |    | 52,320  |
| Travis County Legal Aid and Defender Society  |    | 36,417  |
| United Action for the Elderly   |    | 39,746  |
| United Cerebral Palsy   |    | 30,570  |
| University "Y"  |    | -0-     |
| Youth Employment Services   |    | 38,279  |
| Whole Community, Inc.   |    | -0-     |
| Afro American Players   |    | 8,590   |
| Austin Symphony Orchestra Society   |    | 36,280  |
| Delta Sigma Theta   |    | 3,000   |
| Laguna Gloria Art Museum  |    | 73,320  |
| Paramount Theater for the Performing Arts   |    | 7,865   |
| Texas Agricultural Extension Service  |    | 4,400   |
| Zachary Scott Theater   |    | 24,000  |

## TAX RATE FOR 1977-78

Mr. Jack Klitgaard, City Tax Assessor/Collector, appeared before Council, at the Mayor's request to state the tax rate with a breakdown on operations and debt. He stated: "The current tax rate for operating is 95¢; current rate for bond indebtedness, 32¢ for a total of \$1.27 for the present rate. With a reduction of 3¢ in the general fund, it will make our general fund rate 92¢; sinking fund rate remains at 32¢, for a total tax rate for both funds of \$1.24."

Mayor McClellan introduced the following ordinance:

AN ORDINANCE FIXING AND LEVYING MUNICIPAL AND VALOREM TAXES FOR THE CITY OF AUSTIN, TEXAS, FOR THE YEAR 1977; AND FOR EACH YEAR THEREAFTER UNTIL OTHERWISE PROVIDED; DIRECTING THE ASSESSMENT AND COLLECTION THEREOF; VALIDATING ALL PRIOR AD VALOREM TAX LEVIES; AND DECLARING AN EMERGENCY.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance, adopting the Tax Rate for fiscal year 1977-78, general fund rate 92¢; sinking fund rate 32¢; for a total of \$1.24. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Mayor Pro  
Tem Himmelblau, Councilmembers Mullen, Snell, Trevino  
Noes: None

The Mayor announced that the ordinance had been finally passed.

## NEW FORM FOR AGENDA

Mayor McClellan told the Council and Chamber audience that there is a new format on the agenda today. She apologized to people who were there for the 10:30 a.m. public hearing. It was out of necessity that they needed the whole Council there to adopt the budget and had to change that time. She continued, that the way the agenda is done today is to conserve staff time. It is a consent agenda on resolutions and on ordinances. She suggested they go through the agenda at this time and pull the items the Council wants to discuss individually. This will mean they can excuse that part of the staff who will not be needed to answer questions so that they do not have to sit in the Council Chamber all afternoon. The Mayor also suggested that they hold the public hearing on Truth in Selling, scheduled for 10:30 a.m., at 3:00 p.m.

The Mayor told the Council that if they are in agreement with the consent agenda procedure, they can, with one motion approve all of the resolutions that they do not want to discuss. Those that they do want to discuss, they will pull for discussion at a later time. After some discussion, it was decided to pull agenda items D.5.c,d,e; E.6h; E.9; E.11; and E.14 for later discussion and a motion was made by Councilmember Trevino, seconded by Councilmember Snell to approve all the rest.

## RELEASE OF EASEMENTS

Councilmember Trevino moved that the Council adopt a resolution to release the following easements:

Two Public Utilities Easements out of Lots 15 and 16, Block D, Gracywoods, Section One, a subdivision in the City of Austin.  
(Requested by Mr. Thomas Watts of Nash Phillips-Copus)

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to release the following easements:

A portion of a 100 foot by 30 foot Drainage Easement at the southeast corner of Lot 1, Block B, Twin Oaks Industrial Subdivision.  
(Requested by Mr. Odas Jung, owner of property)

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to release the following easement:

Public Utilities Easement ten (10.00) feet in width centered on the common lot line between Lots 22 and 23, Brentwood Place, a subdivision in the City of Austin. (Requested by Mr. Marlton O. Metcalfe, Jr., Registered Public Surveyor #1374, agent for owners, Mr. Charles Morrison and Ms. Rhonda Cox Barbour)

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to release the following easements:

A twenty-five (25.00) foot Drainage Easement, six (6) seven and one-half (7.50) foot strips of Public Utilities Easements and eight (8) five (5.00) foot Public Utilities Easements in Block C, Countryside Section One. (Requested by Melvin G. Lindsey, representing Bryant Curington, Inc., as agent for Jagger Associates, Inc., owners of Countryside Section One)

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

#### PROPERTY LEASED TO EAST AUSTIN OPTIMIST CLUB

Councilmember Trevino moved that the Council adopt a resolution to approve a lease of City-owned property at 1187 Chestnut Street to the East Austin Optimist Club. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

#### MODIFICATION OF CONTRACTUAL AGREEMENT

Councilmember Trevino moved that the Council adopt a resolution to approve Modification of Contractual Agreement for Right-of-Way Procurement with the State Department of Highways and Public Transportation to provide 90% state funding participation. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

#### METCALFE ROAD PROJECT

Councilmember Trevino moved that the Council adopt a resolution to authorize acquisition of certain land for Metcalfe Road Project. CAPITAL IMPROVEMENTS PROGRAM:

0.25 of one acre of land out of that certain 1.25-acre land  
out of the Santiago Del Valle Grant (John Parker) CIP No.  
76/62-08.

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

## DRAINAGE EASEMENT

Councilmember Trevino moved that the Council adopt a resolution to authorize acquisition of certain street right-of-way and drainage easements for Springdale Road Phase I project: CAPITAL IMPROVEMENTS PROGRAM, CIP No. 73/62-39.

1. .40 of one acre of land out of 23.51-acre tract out of Thomas Eldridge Survey and the J. C. Tannehill Survey (Bessie Pearl Seiders, et al)
2. 3,719 square feet of land out of the remaining portion of 61.4-acre tract out of the Thomas Eldridge Survey and the J.A.G. Brooks Survey (Bessie Pearl Seiders, et al)
3. 864 square feet out of the Thomas Eldridge Survey and the J. C. Tannehill Survey for drainage easement (Bessie Pearl Seiders, et al)

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

## CONTRACTS APPROVED

Councilmember Trevino moved that the Council adopt a resolution to approve the following Contracts:

## Bid Award:

- |  |  |
|--|--|
| <p>LINDSAY OFFICE PRODUCTS, INC.<br/>1620 Manor Road<br/>Austin, Texas</p> | <p>- Office Supplies, General Services Division. Twelve months supply agreement with option for an additional six month extension.</p> <p>- Item 8, 9, 10, 12-15, 20, 21, 33-48, 51, 54, 60-88, 92, 95-121, 125-133, 135-138, 148-160, 166-186, 194-197, 199-206, 210, 213-227, 231-233 - \$27,631.07.</p> |
| <p>ABEL STATIONERS<br/>416 Congress Avenue<br/>Austin, Texas</p>           | <p>- Items 1, 2, 5, 6, 7, 11, 16-19, 22-32, 49, 50, 55-59, 89, 90, 91, 93, 94, 122, 123, 124, 134, 139-147, 187-193, 198, 207, 208, 290, 228-230 - \$10,970.14.</p>  |
| <p>THE OFFICE COMPANY<br/>4011 Marathon Boulevard<br/>Austin, Texas</p>    | <p>- Items 3, 4, 211, 212 - \$1,115.88.</p>  |
| <p>AUSTIN PAPER COMPANY<br/>1501 West 5th Street<br/>Austin, Texas</p>     | <p>- Items 161, 162, 163, 164, 165 - \$696.09.</p>   |

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contract:

ELGIN-BUTLER BRICK COMPANY  
4000 North IH 35  
Austin, Texas

- Bricks, used in various City Departments. Twelve months supply agreement with option for twelve months extension.  
Item 1; 150,000 ea. @ \$67.62/M.  
Estimated total: \$10,143.00/year.

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contracts:

Bid Award:

- Paper for Copy Machines, General Services Division. Six months supply agreement with option for an additional six month extension.

MONARCH PAPER COMPANY  
1905 East 6th Street  
Austin, Texas

- Items 6 and 7 - \$8,457.90.

CLAMPITT PAPER COMPANY  
3931 Drossett Drive  
Austin, Texas

- Item 8, \$1,708.80.

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contract:

HURRICANE STEEL INDUSTRIES  
10417 FM Road 1325  
Austin, Texas

- Galvanized Traffic Sign Posts, Urban Transportation Department.  
Item 1 - \$5,180.00.

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contract:

|                             |  |
|-----------------------------|--|
| DUNCAN INDUSTRIES           | - Parking Meters, Urban Transportation |
| 751 Pratt Boulevard         | Department.                            |
| Elk Grove Village, Illinois | Item 1 - \$9,250.00                    |

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contract:

|                       |  |
|-----------------------|--|
| MOTOROLA CORPORATION  | - Emergency Medical Communications and |
| 4606 Centerview Drive | Telemetry Equipment. Vehicle and       |
| San Antonio, Texas    | Equipment Services Department.         |
|                       | Items 1.1, 1.2 and 1.3 - \$10,851.00   |

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contract:

|                      |                                      |
|----------------------|--------------------------------------|
| MOORE BUSINESS FORMS | - Utility Meter Read Documents, Data |
| 833 West 12th Street | Systems Department.                  |
| Austin, Texas        | Item 1 - \$6,628.00.                 |

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contract:

WAYNE BROYLES ENGINEERING CORP.  
254 Gessner  
Houston, Texas

- CAPITAL IMPROVEMENTS PROGRAM, Cathodic Protection System, Holly Power Plant, Electric Department.  
CIP No. 77/39-01  
ITEM 1 - \$17,117.00

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

Councilmember Trevino moved that the Council adopt a resolution to approve the following contract:

WILLIAMSON-BURNET COUNTY  
OPPORTUNITIES, INC.  
115-1/2 West 7th Street  
Georgetown, Texas

- Operate Rural Program Job Development Operation, Title I Manpower Programs and Activities under Comprehensive Employment and Training Act of 1973, as amended. Twelve months contract - not to exceed \$910,348.

The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

#### UTILITY JOINT USE AGREEMENT

Councilmember Trevino moved that the Council adopt a resolution to enter into a Utility Joint Use Agreement with the State Department of Highways and Public Transportation along Loop 1. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

#### TEMPORARY STREET CLOSING

Councilmember Trevino moved that the Council adopt a resolution to temporarily close West 23rd Street between Guadalupe and San Antonio Street (400 block) from 12:00 noon until 8:00 p.m., September 24 and 25, 1977, as requested by Mr. Michael Kleinman of Youth Emergency Services. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

## SOCIAL SETTING WITHDRAWAL PROGRAM

Councilmember Trevino moved that consideration of authorization to enter into a contract with the Austin-Travis County Mental Health/Mental Retardation Center for service at Brackenridge Hospital to complement a Social Setting Withdrawal Program be postponed to September 29, 1977. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

## PUBLIC HEARING SET

Councilmember Trevino moved that the Council set a public hearing for October 13, 1977, at 10:30 a.m. on appeal of Special Permit of The Center for Community Alternative, File No. C14p-77-039, requested by Mrs. Betty R. Price, Alpha Delta Pi Building Corporation. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Snell, Trevino, Mayor McClellan  
Noes: None

## ANNEXATION

Mayor McClellan introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 43.82 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THOMAS J. CHAMBERS 8 LEAGUE GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Goodman, Mayor Pro Tem Himmelblau, Councilmembers  
Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None

The Mayor announced that the ordinance had been finally passed.

## STREET NAME CHANGE

Mayor McClellan introduced the following ordinance:

AN ORDINANCE CHANGING THE NAME OF A STREET FROM BURTON COURT TO BURLESON COURT; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Goodman, Mayor Pro Tem Himmelblau, Councilmembers Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None

The Mayor announced that the ordinance had been finally passed.

HEATING, AIR-CONDITIONING AND REFRIGERATION  
MECHANICAL CODE

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING SECTIONS 39-602, 39-603 AND 39-604 OF THE AUSTIN CITY CODE OF 1967, BY AMENDING THE REQUIREMENTS FOR COMBUSTION AND VENTILATING AIR FOR FUEL BURNING EQUIPMENT LOCATED IN ENCLOSURES; AMENDING SECTION 39-304, TABLE 3A OF THE AUSTIN CITY CODE OF 1967 AS AMENDED TO ESTABLISH AN INSPECTION FEE FOR INSTALLATION OF COMMERCIAL GREASE HOODS AND SOLID FUEL BURNING APPLIANCES; WAIVING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Goodman, Mayor Pro Tem Himmelblau, Councilmembers Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None

The Mayor announced that the ordinance had been finally passed.

## PROHIBITION OF COMMERCIAL STEEL TRAPS

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 23-7 OF THE 1967 CODE OF THE CITY OF AUSTIN, AS AMENDED, PROHIBITING THE HUNTING OF WILD GAME AND THE USE OF STEEL TRAPS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Goodman, Mayor Pro Tem Himmelblau, Councilmembers Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None

The Mayor announced that the ordinance had been finally passed.

#### TRUTH IN SELLING ORDINANCE

Councilmember Cooke moved that the Council postpone the public hearing on repeal of the Truth in Selling Ordinance until October 13, 1977, at 11:00 a.m. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Himmelblau, Councilmembers Mullen, Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman  
Noes: None

#### HOUSING AUTHORITY

MR. GEORGE BROOKING of the Austin Housing Authority presented the Council with \$18,713.76 as the annual payment in lieu of taxes from the Housing Authority of the City of Austin. He stated that this was the City's share from a total of \$19,042 being paid to local taxing bodies.

#### PAY RAISE

MR. BOB GARRETT appeared before the Council to discuss the increase in the City employees' pay scale.

#### PARAMOUNT THEATRE

MR. JOHN BERNARDONI, President of the Paramount Theatre introduced Ms. Maline McCalla, member of the Paramount Board of Directors, who spoke before the Council in regards to the proposed Paramount Restoration Project. Ms. McCalla made a grant request to the Council for \$120,000. She stated that the theatre could not afford to repay the \$70,000 loan as previously proposed by the Council. Mr. Bernardoni indicated that the Theatre could not repay the loan on an annual basis and that there was a problem in getting people together on reconstruction of the Theatre. Mayor Pro Tem Himmelblau stated that she would be willing to reconsider the motion previously made to extend a \$70,000 loan to the Theatre. Councilmember Mullen indicated that he wanted to see the private sector get involved with the restoration of the Theatre.

Motion

Mayor Pro Tem Himmelblau moved that the Council approve a grant of \$120,000 for the Paramount Restoration Project with monies to be taken from the local Bed Tax. The motion was seconded by Councilmember Goodman.

Friendly Amendment Accepted

Councilmember Trevino offered a friendly amendment:

1. When corporation receives title they would apply for "H" zoning, and
2. If the project fails in a 10-year period, that 1/2 of the undivided interest would be conveyed to the City.

Mayor Pro Tem Himmelblau accepted the friendly amendment.

Roll Call on Motion with Friendly Amendment

Ayes: Councilmembers Mullen, Trevino, Mayor, McSlellan, Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau

Noes: None

Not in Council Chamber when roll was called: Councilmember Snell

## NAVIGATION BOARD

MR. CONRAD FATH, Chairperson of the Navigation Board, told the Council that Board was in support of the adoption of a Houseboat Ordinance due to all of the unsanitary houseboats present on Lake Austin. Mr. Fath also called for an increase in the Lake Patrol facilities. He stated that the City was powerless to act on boating violations on the lake. Mr. Fath then outlined the provisions of the proposed ordinance. City Manager Dan Davidson stated that his office would prefer to draft recommendations on the proposal to come back to the Council with.

## MHMR BOARD

MR. DAN LOVE, Acting Director for the Austin-Travis County Mental Health/Mental Retardation Board, told the Council that he was reporting to them in regard to a request by the City for an MHMR emergency psychiatric facility. He introduced MR. JOHN MOORE, a member of the MHMR Board of Trustees, who told the Council that there was a serious need for a psychiatric holding facility in the City. DR. DAVID WILLIAMS told the Council that Mr. Jim Miller of the City Manager's staff had submitted them a blueprint of the proposed facility which they would be working from. Dr. Williams then gave an outline of the equipment that would be used in the facility. He pointed out that such emergency service was outlined in the City Master Plan. Dr. Williams stated that the facility would be basically for persons in jails and courts or persons who could not afford such treatment. He stated that the operating cost for the facility would be \$779,550 per year. He indicated that this would be paid for by a grant received from the National Institute of Mental Health. Dr. Williams then proceeded to give a breakdown of cost. He stated that it was the recommendation of the MHMR Board of Trustees that the City renovate the facility and work out a lease agreement with the MHMR Center so the program can begin. (6th Floor of old portion of Brackenridge Hospital)

Mayor McClellan indicated that there were too many factors out to reach a decision on the matter one way or another. She cited the expenses of the project and the possibility of outside participation in the project. Dr. Williams told the Council that they would be willing to consider one of the newer floors in Brackenridge Hospital for location of the facility. In regard to Seton Hospital, Dr. Williams told the Council that it would not be as easy to work with a private institution and that Seton did not have all of the facilities that would be needed in the program. He stated that the Texas Health Facilities Commission approved the project and location at Brackenridge Hospital on a certificate of need more than a year ago.

MR. LOUIS DeMALLE, Vice-President of the Community Council of Austin-Travis County, told the Council that studies conducted by his organization showed that the most important priority in Austin was an emergency psychiatric care unit in a general hospital. He pointed out that Austin was the biggest city in Texas that did not have such a facility.

MR. BILL PARR, representing the Citizens Ad Hoc Committee for an Emergency Psychiatric Unit, told the Council that his organization felt this would be a good time for institution of the facility in lieu of the already approved grant.

FATHER JOE ZNOTAS, Pastor of St. Julia's Church and Chairperson of the Human Relations Commission, told the Council that the city was averaging about 5 suicides a year due to mental health problems, and that there was no place where such persons could be referred. He expressed his support for the institution of the facility.

Police Chief Frank Dyson told the Council that he felt there was a very great need for the service. He stated that it was difficult for the Police to properly supervise mentally ill persons who are brought to jail due to the lack of some other kind of holding facility.

Councilmember Goodman felt that plans to institute the facility should be approved as soon as possible. He felt that the alternatives should be reviewed but that the Council should make some kind of commitment to go ahead and approve the facility.

#### ZONING HEARING

Mayor McClellan announced that the Council would hear the zoning cases scheduled for 2:00 p.m. for Public Hearing at this time. Pursuant to published notice thereof, the following zoning applications was publicly heard:

E. L. SHEPPARD  
ET AL  
By Donald Bird  
C14-77-067

12003-12005 Bell Avenue  
12001 U.S. Highway 183

From Interim "AA" Residence  
1st Height and Area  
To "GR" General Retail  
1st Height and Area  
NOT Recommended by the  
Planning Commission on the

entire site.

RECOMMENDED twenty-five (25) feet of  
"A" Residence, 1st Height and Area along  
the northern, western and southern  
boundaries, excluding the area for  
driveway access to U. S. Highway 183 only,  
and "GR" General Retail, 1st Height and  
Area on the remainder of the tract.

Mr. Joe Ternus, Director of the Urban Transportation Department, told the Council that it was the recommendation of his department that traffic not be allowed to flow from U.S. 183 into the Bell Avenue neighborhood. Mr. Ternus recommended that a new driveway be built into the subdivision by opening up Tweed Court as the only access into the neighborhood. The new driveway would intersect with U.S. 183 at right angles, with an opening of the median at the location and buffering along Tweed Court and on the back of the lots.

MR. DONALD BIRD, representing the applicant, indicated that he found the recommendation as proposed by Mr. Ternus acceptable.

MR. ALBERT VANDERLEE, a resident of the area, felt that a cross-over at Bell Avenue was probably the most logical solution. He stated that he was concerned over the buffer situation and felt that buffers along Tweed Court would greatly restrict access to commercial lots in the area. Mr. Vanderlee stated that without the buffers along Tweed Court, there would be access to the commercial lots in the area. He questioned the need for buffers along Tweed Court. Mr. Vanderlee felt that there should be free use of Tweed Court. Mr. Ternus indicated that there would be a median break at U.S. 183 and Tweed Court and that traffic coming out of the area would not have to go as far as Texas Instrument to turn around. He pointed out that there would be driveway access to the commercial property in the area but stated that buffers would be needed to screen traffic away from the residential property in the area. Mr. Ternus stated that the type and form of buffering would eventually have to be worked out by the Planning Commission.

MRS. WARREN BROZ, a property owner to the east side of Tweed Court, told the Council that buffering was not needed along Tweed Court. She also felt that an additional cross-over at U.S. 183 and Tweed Court would be dangerous.

MR. COYLE BUEHLER, an area resident, told the Council that at a neighborhood meeting, 67% of the area residents were in favor of Plan B. Mr. Buehler presented the Council with a ballot sheet representing the consensus of the area residents. He felt that it was important to maintain a buffer in the residential area to separate it from the commercial area. This would maintain the integrity of the residential area. Mr. Buehler stressed the need for a comprehensive, long-term plan for the area.

Councilmember Goodman moved that the Council grant "GR" General Retail, 1st Height and Area District with a strip of "A" Residence, 1st Height and Area District, buffering on the north with a 6-foot privacy fence or hedge, and accept Plan C, closing a portion of Bell Avenue and opening Tweed Court with 100 feet of buffering on Tweed Court from Bell Avenue. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Mayor Pro  
 Tem Himmelblau, Councilmembers Mullen, Trevino  
 Noes: None  
 Not in Council Chamber when roll was called: Councilmember Snell

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area District with a strip of "A" Residence, 1st Height and Area District, buffering on the north, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

#### DRAINAGE EASEMENT

Councilmember Mullen moved that the Council adopt a resolution to authorize acquisition of certain street right-of-way and drainage easements for Springdale Road Phase I project: CAPITAL IMPROVEMENTS, CIP No. 73/62-39

1. 1.36 acres of land out of 143.44 acre tract out of the J. C. Tannehill League (Richard Dale Seiders)
2. Two tracts of land out of 143.44 acre tract out of the J. D. Tannehill League for drainage easements (Richard Dale Seiders)

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmember Goodman, Mayor Pro Tem Himmelblau, Councilmembers  
 Mullen, Trevino, Mayor McClellan, Councilmember Cooke  
 Noes: None  
 Not in Council Chamber when roll was called: Councilmember Snell

#### CONTRACT

Councilmember Goodman moved that the Council adopt a resolution to approve the following contract:

LONGHORN STONE COMPANY  
 6601 Bradley  
 Austin, Texas

- Crushed Granite Aggregate, Parks and  
 Recreation Department.  
 12 months supply agreement with  
 option for 12 months extension.  
 Item 1; 1,500 tons @ \$5.48/ton  
 Estimated value: \$8,220.00

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor Pro Tem Himmelblau, Councilmembers Mullen, Trevino,  
Mayor McClellan, Councilmembers Cooke, Goodman

Noes: None

Not in Council Chamber when roll was called: Councilmember Snell

Councilmember Mullen asked about the other bid proposal on this item. Mr. Solon Bennett, Director of the Purchasing Department, told the Council that there were two bids received: the first being from the Longhorn Stone Company @ \$5.48 per ton and the other being from the Cactus Canyon Quarries @ \$5.90 per ton.

#### CETA TITLE VI PUBLIC SERVICE PROJECTS.

The Council had before it a resolution authorizing negotiation of contracts with two (2) non-profit agencies to operate CETA Title VI Public Service Projects. Deputy City Manager, Homer Reed, requested that this item be postponed until September 29, 1977.

#### APPROACH MAIN POLICY

The Council considered amending the Interim Approach Main Policies adopted December 9, 1976, to allow for City participation in approach mains outside the City, if it is contemplated that annexation of the development to be served will occur beyond a year after the approach main. Councilmember Trevino requested that the item be postponed until a later date out of courtesy to Councilmember Snell. City Attorney, Jerry Harris, stated that the amendment would empower the Council to grant exceptions to approach main policy when it is deemed necessary to do so. Scenic Brook West Subdivision was cited as an example. Mr. Reed asked the City Attorney if policy exceptions made in the form of a resolution would suffice as to making changes. Mr. Harris felt that an amendment to the current ordinance would be necessary to accommodate policy exceptions.

Councilmember Mullen moved that the Council adopt a resolution accepting the aforementioned recommendation as presented by the City Attorney. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmember Mullen, Mayor McClellan, Councilmember  
Cooke, Mayor Pro Tem Himmelblau

Noes: Councilmembers Trevino, Goodman

Not in Council Chamber when roll was called: Councilmember Snell

Mayor McClellan stated that she wanted the City Manager to report to the Council on efforts to strengthen policies related to package treatment plants, revisions to the subdivision ordinance and septic tank ordinance revision.

## EVALUATION OF CITY MANAGER

Mayor Pro Tem Himmelblau moved that the Council adopt a resolution instituting a systematic process for an annual evaluation of the City Manager. The motion was seconded by Councilmember Cooke.

Councilmember Goodman made two revisions only in the precise wording of parts of the resolution. Councilmember Cooke indicated that he wanted a standard check-list by which to evaluate the Manager, prior to the executive session for the same purpose. He recommended that each Councilmember draft their own list with the consensus of the Council agreeing upon one final draft.

Roll Call on Motion

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau, Councilmember Mullen  
Noes: None  
Not in Council Chamber when roll was called: Councilmember Snell

## STREET NAME CHANGE

Mr. Dick Lillie, Director of the Planning Department, stated that the name change for "Running Bird Lane" was recommended because the street was close to and sounded much like Rundberg Lane. The recommended new name is Metric Boulevard.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE CHANGING THE NAME OF A STREET FROM RUNNING BIRD LANE TO METRIC BOULEVARD; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Mayor Pro Tem Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau, Councilmember Mullen  
Noes: None  
Not in Council Chamber when roll was called: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

## GRANT APPLICATION REVIEW

Mayor Pro Tem Himmelblau moved that the Council require a "sign-off" by the City staff prior to going to the Capital Area Planning Council (CAPCO) for A-95 review in order to have an expression of services to be provided to the City on grant requests for Federal funds showing a local match. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Mayor Pro  
Tem Himmelblau, Councilmembers Mullen, Trevino  
Noes: None  
Not in Council Chamber when roll was called: Councilmember Snell

#### INCREASE IN LAKE PATROL FACILITIES

Mr. Jack Robinson, Director of the Parks and Recreation Department, commended the work of the Lake Ranger Patrols but stated that upgrading in certain areas was needed. He recommended that any additional rangers assigned to the patrols be placed upon the land and not the water. City Manager Davidson requested that the Manager's office bring back specification on the items recommended by Mr. Robinson at a later date at which time they could be presented in relation to the Houseboat Ordinance.

#### ITEM POSTPONED

The following item was postponed:

City/A.I.S.S.D. Cooperative Purchasing.

#### CONCRETE TRUCK WEIGHT LIMITS

Mr. Joe Ternus, Director of the Urban Transportation Department, told the Council that he wanted to set a public hearing in regards to concrete truck weight limits.

Councilmember Mullen moved that the Council set a public hearing on Concrete Truck Weight Limits for November 3, 1977, at 11:00 a.m. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Mayor Pro Tem Himmelblau,  
Councilmembers Mullen, Trevino, Mayor McClellan  
Noes: None  
Not in Council Chamber when roll was called: Councilmember Snell

## ZONINGS SET FOR PUBLIC HEARING

The City Manager reported the following zoning applications had been referred to the Planning Commission for recommendation and had been set for public hearing before the City Council on October 27, 1977.

|   |   |   |
|---|---|---|
| ROBERT A. BAKER, JR.<br>C14-77-115  | 617-701 Nelray Boulevard  | From "A" Residence<br>1st Height and Area<br>To "B" Residence<br>1st Height and Area                                  |
| CHARLES L. HOFFMAN<br>C14-77-116  | 101 West St. Elmo Road,<br>also bounded by South<br>Congress Avenue                   | From "C" Commercial and<br>"C-2" Commercial<br>6th Height and Area<br>To "C-1" Commercial<br>6th Height and Area      |
| PAULINE COFFEY<br>JOHNSON<br>C14-77-117                                       | 810 Park Boulevard  | From "O" Office<br>1st Height and Area<br>To "A" Residence<br>1st Height and Area                                     |
| W. W. PATTERSON,<br>TRUSTEE<br>C14-77-118                                     | 1001-1023 US 183 (north)<br>Ed Bluestein Boulevard =<br>bounded by Carver Avenue      | From "LR" Local Retail<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area                        |
| GEORGE M. HAUSMAN<br>By R. W. Harrell<br>C14-77-119                           | 1208 East 51st Street   | From "O" Office<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area                               |
| MILDRED W.<br>MILLER, ET AL<br>By Will Garwood<br>C14-77-120                  | 44-48, 43-1/2-51,<br>55-1/2 and 59 Rainey<br>Street, also bounded<br>by Bierce Street | From "A" Residence<br>1st Height and Area<br>To "O" Office<br>1st Height and Area                                     |
| CARL S. RUNDBERG<br>AND NOAH M.<br>PHILLIPS<br>By Phil Mockford<br>C14-77-121 | 106-300 East Rundberg<br>Lane, also bounded by<br>Rock Hollow Lane                    | From Interim "AA" Residence<br>1st Height and Area<br>To "O" Office and<br>"BB" Residence<br>1st Height and Area      |
| JOE K. MURCHISON<br>C14-77-122  | 2308-2310 Hancock Drive   | From "A" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area                            |
| LML INVESTMENTS<br>By Phil Mockford<br>C14-77-123                             | 12574 & 12617-12621<br>U.S. 183, also bounded<br>by Hollyville Road                   | From Interim "AA" Residence<br>1st Height and Area<br>To "O" Office and<br>"GR" General Retail<br>1st Height and Area |

|   |   |  |
|---|---|--|
| KENNIE & MILDRED<br>SNEED<br>C14-77-124   | 6500-6502 Manor Road<br>3304 Northeast Drive                      | From "BB" Residence<br>1st Height and Area<br>To "LR" Local Retail<br>1st Height and Area                        |
| OSCAR SNOWDEN<br>By Gary L. Snowden<br>C14-77-125                                   | 1314-1320 South Lamar<br>Boulevard                                | From "C" Commercial<br>1st Height and Area<br>To "C-2" Commercial<br>1st Height and Area                         |
| WILLARD H. &<br>ORENE REID<br>C14-77-126  | 7106 Manchana Road,<br>also bounded by Matthews<br>Lane           | From "A" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area                       |
| BARRINGTON OAKS<br>JOINT VENTURE<br>By Robert L. Davis<br>C14-77-127                | 12005-12027 Barrington<br>Way, also bounded by<br>Jollyville Road | From Interim "AA" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area              |
| JONADA COMPANY,<br>ET AL<br>By Safeway Stores,<br>Inc.<br>C14-77-128                | 2025 West Ben White<br>Boulevard<br>4401-4435 Cactus Lane         | From "C" Commercial and<br>"A" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area |
| TEXACO, INC.<br>By Jack A. Rhine<br>C14-77-129                                      | 5740 North IH 35<br>971 Reinle Street                             | From "C" Commercial<br>6th Height and Area<br>To "C" Commercial<br>5th Height and Area                           |
| 29TH STREET COMPANY<br>By Robert C. Duke<br>C14-77-130                              | 900-906 West 29th Street<br>2900 Pearl Street                     | From "BB" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area                      |
| DR. F. M. COVERT<br>III<br>By Maxwell Stout<br>C14-77-131                           | 4300-4306 Toney Burger<br>Lane<br>1617-1707 St. Elmo Road         | From Interim "A" Residence<br>1st Height and Area<br>To "C" Commercial<br>4th Height and Area                    |
| AUTOTRONICS SYSTEMS<br>INC.<br>By John A. Lewis and<br>William M. Day<br>C14-77-132 | 8659-8669 Spicewood<br>Springs Road<br>12812-12826 US 183         | From Interim "AA" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area              |

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| DON McELWREATH<br>By Jose Mercado<br>C14-77-133                             | 7700-7722 Old Cameron<br>Road<br>1500-1508 US 183 (East<br>Anderson Lane), also<br>bounded by Cameron Road                         | From Interim "A" Residence<br>1st Height and Area<br>To "GR" General Retail<br>2nd Height and Area    |
| KEN SHEPPARD<br>By Jerry Reed<br>C14-77-134                                 | 11657-11679 US 183   | From Interim "AA" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area   |
| WILLIAM T. GUNN<br>By Michael L.<br>Schoenfeld<br>C14-77-135                | 13682-13690 US 183<br>9905-9915 Woodland<br>Village Drive  | From Interim "AA" Residence<br>1st Height and Area<br>To "LR" Local Retail<br>1st Height and Area     |
| CASEY & HAMPTON<br>INVESTMENTS<br>By Glenn Casey<br>C14-77-136              | 11207-11325 Jollyville<br>Road   | From Interim "AA" Residence<br>1st Height and Area<br>To "DL" Light Industrial<br>1st Height and Area |
| D. Y. & DOROTHY<br>F. NICHOLS<br>By John T. Jones,<br>Jr.<br>C14-77-137     | 800 Rio Grande Street<br>700 West 8th Street   | From "B" Residence<br>2nd Height and Area<br>To "O" Office<br>1st Height and Area                     |
| MOCKINGBIRD HILL,<br>ETD., ET AL<br>By Morris Olguin<br>C14-77-138          | Rear of 10511-10621<br>North Lamar Boulevard   | From Interim "AA" Residence<br>1st Height and Area<br>To "DL" Light Industrial<br>1st Height and Area |
| MRS. FRIEN E.<br>(SUSIE) GATLIFF,<br>ET AL<br>By Louis W. Lee<br>C14-77-139 | 9017-9101 Jollyville<br>Road, also bounded by<br>US Highway 183  | From Interim "AA" Residence<br>1st Height and Area<br>To "C" Commercial<br>1st Height and Area        |
| SHIRLEY S.<br>SLAUGHTER<br>By Malcolm<br>Robinson<br>C14-75-068             | 1608 West 34th Street,<br>also bounded by Glenview<br>Avenue and Jefferson<br>Street   | From "A" Residence<br>1st Height and Area<br>To "GR" General Retail<br>1st Height and Area            |
| ALBERT VANDERLEE<br>C14-77-098  | 12001 US 183<br>12200 Howlett Court<br>12100-12102 Bell Avenue<br>12000-12004 Tweed Court<br>5901-6001 and 6000-6004<br>McCoy Road | From Interim "AA" Residence<br>1st Height and Area<br>To "C" Commercial<br>1st Height and Area        |

\*The following zoning application is scheduled for Planning Commission hearing October 11, 1977 and City Council hearing November 3, 1977.

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| *CATER & NORA JOSEPH<br>PROPERTIES, INC.<br>By Richard E.<br>Kammerman<br>C14-77-108 | 6800 Block of Grover<br>Avenue<br>1103 Justin Lane | From "LR" Local Retail<br>"B" Residence and<br>"A" Residence<br>1st Height and Area<br>To "C" Commercial<br>1st Height and Area |
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HISTORIC

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| HEFLYBOWER<br>GROCERY<br>Richard Hardin,<br>owner<br>C14h-77-033 | 2202 Rio Grande Street | From "R" Residence<br>2nd Height and Area<br>To "B-H" Residence-Historic<br>2nd Height and Area |
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| BETHANY<br>CEMETERY<br>Bethany Cemetery<br>Organization,<br>applicant<br>C14h-77-035 | 1300 Block of Spring-<br>dale Road | From "A" Residence<br>1st Height and Area<br>To "A-H" Residence-Historic<br>1st Height and Area |
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| QUAST BUILDING<br>Britt R. Kennard,<br>owner<br>C14h-77-037 | 412 East 6th Street | From "C-2" Commercial<br>4th Height and Area<br>To "C-2-H" Commercial-Historic<br>4th Height and Area |
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| HEIERMAN BUILDING<br>Joe Colbert,<br>owner<br>C14h-74-013 | 115 East 5th Street | From "C-2" Commercial<br>4th Height and Area<br>To "C-2-H" Commercial-Historic<br>4th Height and Area |
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ADJOURNMENT

The Council meeting adjourned at 5:45 p.m.

ATTEST:

Grace Monroe  
City Clerk

APPROVED

Carole Keeton McCallum  
Mayor